

Under the provisions of Section 413.031 of the Texas Workers' Compensation Act, Title 5, Subtitle A of the Texas Labor Code, effective June 17, 2001 and Commission Rule 133.305, titled Medical Dispute Resolution-General, and 133.307, titled Medical Dispute Resolution of a Medical Fee Dispute, a review was conducted by the Division regarding a medical fee dispute between the requestor and the respondent named above. This dispute was received on July 15, 2003.

I. DISPUTE

Whether there should be reimbursement for CPT codes 99455-RP and 99213 for dates of service 10/11/02 and 12/16/02.

II. RATIONALE

- CPT Code 99455-RP for date of service 10/11/02 was denied as “O - L – Denial after reconsideration, Not Treating Doctor”. A review of Texas Workers’ Compensation Commission database reveals ___ to be the treating doctor until May 2, 2003. The insurance carrier incorrectly denied the disputed date of service. Per the 1996 Medical Fee Guideline, E & M Ground Rule (XXII)(D)(2) submitted signed TWCC-69 supports delivery of service. Reimbursement in the amount of \$50.00 is recommended.
- CPT Code 99213 for date of service 12/16/02 was denied as “O – L – Denial after reconsideration, Not Treating Doctor”. A review of Texas Workers’ Compensation Commission database reveals ___ to be the treating doctor until May 2, 2003. The insurance carrier incorrectly denied the disputed date of service. Per the 1996 Medical Fee Guideline, E & M Ground Rule (VI)(B) submitted progress note supports delivery of service. Reimbursement in the amount of \$48.00 is recommended.

IV. DECISION & ORDER

Based upon the review of the disputed healthcare services within this request, the Division has determined that the requestor is entitled to reimbursement for CPT codes 99455-RP and 99213 in the amount of \$98.00. Pursuant to Sections 402.042, 413.016, 413.031, and 413.019 the Division hereby ORDERS the Respondent to remit **\$98.00** plus all accrued interest due at the time of payment to the Requestor within 20 days receipt of this Order.

The above Findings, Decision and Order are hereby issued this 19th day of February 2004.

Marguerite Foster
Medical Dispute Resolution Officer
Medical Review Division

MF/mf